

## **GOVERNMENT OF ANDHRA PRADESH**

### **ABSTRACT**

Public Servants – Revenue Department - Allegation of demand and acceptance of bribe against Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District – Trapped by the Anti-Corruption Bureau Officials on 31-08-2009 - Sanction of Prosecution – Orders – Issued.

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### **REVENUE (VIGILANCE-VII) DEPARTMENT**

**G.O.Ms.No. 266**

**Dated:03-04-2010.**

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### **O R D E R:**

**1.** Whereas, Sri Padala Satya Kumar @ Vijaya Kumar, S/o. Sri Somayya, Village Revenue Officer-1, was placed in-charge of the post of Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District from 01-12-2008 to 31-08-2009 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

**2.** And whereas, Sri Malireddy Venkateswara Rao, S/o. Sri Chandraiah, is a resident of Dharmavaram Village and doing cultivation;

**3.** And whereas, it is alleged that the natural parents of Sri Malireddy Venkateswara Rao gifted Ac.2-52 cents of agricultural land situated in Dharmavaram Village in his favour, in the year 1999 under registered documents No.2286/99 and 2287/99 on the file of Sub-Registrar, Prathipadu. Sri Malireddy Venkateswara Rao, with a view to obtain Pattadar Pass Book and Title Deed, submitted an application, one year prior to the date of lodging report in the Office of the Tahsildar, Prathipadu along with Xerox copies of Gift Deed, Pattadar Pass Book and Title Deed, which were issued earlier, in favour of his parents. Later, he did not pursue the matter further. Two months prior to the date of his report, when Sri Malireddy Venkateswara Rao meet the Mandal Revenue Officer and pursued the same, he advised him to meet the concerned Village Revenue Officer. Accordingly, Sri Malireddy Venkateswara Rao meet the Village Revenue Officer Sri Padala Satya Kumar @ Vijaya Kumar one month prior to the date of report, then Sri Padala Satya Kumar @ Vijaya Kumar demanded Rs.1,000/- as bribe for getting Pattadar Pass Book and Title Deed transferred in his favour. When Sri Malireddy Venkateswara Rao pleaded his inability to pay the bribe, Sri Padala Satya Kumar @ Vijaya Kumar informed him that he will look into his affair later and in-spite-of visits by Sri Malireddy Venkateswara Rao on different occasions, Sri Padala Satya Kumar @ Vijaya Kumar did not respond. On 27-08-2009 when Sri M.Venkatweswara Rao talked to Sri Padala Satya Kumar @ Vijaya

Kumar over phone, he persisted with his demand for issuing Pass Book and Title Deed and also informed that he would complete his work only in the event of payment of bribe and advised to pay the same on 31-08-2009. As Sri Malireddy Venkateswara Rao was not willing to pay the bribe amount, he reported same to the Inspector, Anti-Corruption Bureau, Rajahmundry on 30-08-2009. After observing the procedural formalities, the report of Sri Malireddy Venkateswara Rao was registered as a case in Cr.No.09/RCT-RJY/2009 under section 7 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and the arrangements were made for laying trap;

**4.** And whereas, having completed the pre-trap proceedings on 31-08-2009, the trap party left to the Office of Sri Padala Satya Kumar @ Vijaya Kumar, where he was successfully trapped. The Sodium Carbonate Solution test conducted on the hand fingers of both the hands of Sri Padala Satya Kumar @ Vijaya Kumar yielded positive result. In pursuance of the statement of Sri Padala Satya Kumar @ Vijaya Kumar, the tainted amount of Rs.1,000/- was recovered from the left side pant pocket of Sri Padala Satya Kumar @ Vijaya Kumar and when compared the serial numbers of the tainted currency notes were found to tally with those of the numbers, the currency notes produced by Sri M.Venkateswara Rao during pre-trap proceedings. The Sodium Carbonate Solution test conducted on the inner linings of the left side pant pocket of Sri Padala Satya Kumar @ Vijaya Kumar yielded positive result. The Deputy Superintendent of Police seized tainted amount, pant, resultant solutions and left over Sodium Carbonate powder. The Deputy Superintendent of Police also seized the made-up files as mentioned in post trap proceedings/DFR and prepared rough sketch of the scene of offence. Sri Padala Satya Kumar @ Vijaya Kumar was arrested and produced before the Court. Witnesses were examined and their statements were recorded;

**5.** And whereas, the Deputy Superintendent of Police, Rajahmundry arrested Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District and produced before the Special Judge for Special Police Establishment and Anti-Corruption Bureau Cases, Vijayawada on 01-09-2009. The Court remanded him for judicial custody. Subsequently he was released on bail;

**6.** And whereas, it is clearly established that Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge, Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District demanded and accepted bribe amount of Rs.1,000/- from Sri Malireddy Venkateswara Rao for showing official favour, i.e., for getting the Pattadar Pass Book and Title Deed transferred in his favour;

**7.** And whereas, it is clearly established that Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge, Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District who was served notice and reminder dated:22-09-2009 and 05-10-2009 respectively, by calling his explanation with regard to the allegations leveled against him in Cr.No.09/RCT-RJY/2009 offered his written explanation.

**8.** And whereas, the above said acts of Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge, Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District constitute offences punishable under sections 7 and 13(2) read-with section 13(1)(d) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

**9.** And whereas, the Government of Andhra Pradesh, being the competent authority to remove the said Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge, Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District from Government service, after fully and carefully examining the material i.e., copies of First Information Report, Mediator's Reports-I and II, final report of the Director General, Anti-Corruption Bureau, and the gist of the statements of the witnesses and copies of made-up files, etc., placed before them, in respect of the above said allegations and having regard to the facts and circumstances of the case, consider that the said Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge, Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District should be prosecuted, in a Court of law;

**10.** Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Padala Satya Kumar @ Vijaya Kumar, Village Revenue Officer-1, in-charge, Village Revenue Officer-2, Dharmavaram Village, Prathipadu Mandal, East Godavari District for the above said offences punishable under sections 7 and 13(2) read-with section 13(1)(d) of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law, for the time being in force, in respect of the aforesaid acts, and for taking cognizance of the said offences, by a Court of competent jurisdiction.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**ASUTOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT**

To  
The Director General,  
Anti-Corruption Bureau,  
Andhra Pradesh, Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER